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Date: 9/17/03 By: Carol Rosemark

#11
9/26/03

Patent
Attorney's Docket No. 033248-017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) MAIL STOP: AF
Darja FERČEJ TEMELJOTOV et al.) Group Art Unit: 1616
Application No.: 09/913,752) Examiner: Sharmila S. Gollamud
Filed November 21, 2001) Confirmation No.: 5309
For: DIRECTLY COMPRESSIBLE MATRIX)
FOR CONTROLLED RELEASE OF)
SINGLE DAILY DOSES OF)
CLARITHROMYCYIN)

TECH CENTER 1600/2900
SEP 24 2003

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NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

All finally rejected claims in the decision of the Primary Examiner dated 3/17/03 are hereby appealed to the Board of Patent Appeals and Interferences.

Enclosed is the Appeal fee of 320.00

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS LLP

Date: September 17, 2003

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FIELD(NOA DATE)